

AMENDED

Nº 48263

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 2 1984  
Returned to applicant for correction..... SEP 18 1984  
Corrected application filed..... OCT 4 1984  
Map filed..... OCT 4 1984

The applicant..... Boundy & Sons  
P. O. 173....., of Ely.....  
Street and No. or P.O. Box No. City or Town  
Nevada 89301....., hereby make application for permission to appropriate the public  
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is an unnamed spring source and drainage channel  
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is .25 CFS second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet
3. The water to be used for Mining & Milling  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:  
(a) Irrigation, state number of acres to be irrigated  
(b) Stockwater, state number and kinds of animals to be watered  
(c) Other use (describe fully under "No. 12. Remarks"  
(d) Power:  
(1) Horsepower developed  
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point in the N.W.  $\frac{1}{4}$  N.E.  $\frac{1}{4}$  of Sec. 25,  
Describe as being within a 40-acre subdivision of public  
T. 24 N., R. 64 E., whence the S.W.  $\frac{1}{4}$  Corner of Section 30 of T. 24 N., R. 65 E.,  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
Bears S 40° 34' E., at a distance of 2104.46'.
6. Place of use N.W.  $\frac{1}{4}$  N.E.  $\frac{1}{4}$ , N.  $\frac{1}{2}$  of S.E.  $\frac{1}{4}$  N.E.  $\frac{1}{4}$  of Section 25, T.24 N., R. 64 E.,  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
M.D.B. & M.
7. Use will begin about Jan 1 and end about Dec. 31, of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Construct small pond at point of  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
diversion to divert water by pump and pipeline to place of use.  
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works 5,000

10. Estimated time required to construct works 2 years If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use 3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- 100 ton mill is expected to be 15 million gallons per year, also
- approx. 20% of above amount can be recirculated.

By /s/Wallace T. Boundy  
Wallace T. Boundy (agent)  
P. O. Box 242  
Tonopah, Nevada 89049

Compared vjw/ 11/bc

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.25 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 12.0 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 13, 1987

Proof of completion of work shall be filed before April 13, 1987

Application of water to beneficial use shall be made on or before March 13, 1990

Proof of the application of water to beneficial use shall be filed on or before April 13, 1990

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Completion of work filed \_\_\_\_\_ IN TESTIMONY WHEREOF, I PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed \_\_\_\_\_ my office, this 13TH day of MARCH,

Cultural map filed \_\_\_\_\_ A.D. 19 85

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

218 (Rev.)

CANCELLED JUL 16 1987 BECAUSE OF FAILURE  
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Peter G. Morros STATE ENGINEER